

# **Credit River Township Meeting Minutes October 5, 2009**

## **Chairman Schommer opened the meeting at 5:00 pm**

Supervisor Kraft made a motion to close the meeting under the Attorney Client Privilege exception to the Open Meeting Law to discuss settlement proposals for the upcoming Huntington Way litigation. Supervisor Nilsen offered a second. The motion passed 5 – 0.

The meeting was closed.

Chair Schommer re-convened the meeting into open session at 5:36 pm.

Supervisor Lawrence made a motion to approve the settlement agreement with the 10 property owners. Chairman Schommer offered a second. The motion passed 3 – 2 (Kraft and Aspengren opposed).

## **Call to Order**

Chairman Leroy Schommer called the regular meeting to order at 6:00 pm.

## **Members Present:**

Chairman Leroy Schommer, Vice Chairman Bruce Nilsen, Supervisor Brent Lawrence, Supervisor Tom Kraft, Supervisor Al Aspengren

## **Others Present:**

Township Clerk Jerry Maas, Township Treasurer Holly Batton, Township Engineer Shane Nelson, Township Attorney Bob Ruppe

## **Old Business**

### **1) Town Hall Snow Plowing Proposals (6:01:00 pm)**

Chairman Schommer noted that we received 3 proposals for plowing the Town Hall parking lot. The first was from Norm Mattson, the second from DB Services and the third from Denny Karow.

Supervisor Nilsen asked about distinguishing between how the sidewalks would be shoveled, hand or power equipment? Chair Schommer noted that the building and grounds have been damaged in the past and as a result, we now require hand shoveling.

Supervisor Kraft noted that last year we were consistently billed at \$100 / snow event.

Treasurer Batton noted that the service last year was exemplary.

Supervisor Lawrence made a motion to accept the proposal from DB Services. Supervisor Aspengren offered a second, all in favor, motion passed 5 – 0.

### **2) CSTS Competitive Proposals (6:08:00 pm)**

Supervisor Aspengren stated that at the last meeting he was asked to find competitive companies who could perform maintenance for the CSTS systems. He was able to find seven prospective vendors who each were asked to submit proposals. Three responded and submitted proposals.

The proposals came from Peterson Management Co, Peoples Service and Advanced Septic.

Supervisor Aspengren summarized the proposal from Peoples Service and noted that a price of \$2500 per month was proposed. He felt that this proposal was incomplete.

Peterson Management Co. submitted a proposal that was more in depth and suggested that they could provide services to all of the CSTS systems. The costs were comparable with our current vendor. He also noted that further clarification is needed from this vendor.

Advanced Septic had a number of questions and we were unable to provide this information to them in time to allow them to submit a complete proposal.

Supervisor Aspengren suggests that we schedule meetings with the three potential vendors as well as our current supplier in an effort to get comparable quotes.

Supervisor Aspengren noted that our current vendor has recently changed ownership and that this might have an impact on future charges.

Supervisor Kraft asked if the charges involved in preparation of data for this proposal from Hakanson would be assured for perhaps 3 years in order to avoid a repetition of this effort on an annual basis. It was suggested that we develop a 3-year contract for this arrangement in the future.

Resident Lucien Strong asked when the RFP was sent out.

Engineer Nelson noted that it was 9/22 and 9/23.

Mr. Strong wondered if they had enough time to respond considering the complexity of the system?

Chairman Schommer felt that adequate time was allowed, especially in view of the information that Engineer Nelson provided.

Supervisor Aspengren noted that a couple of the vendors were asking about the service provided by the current vendor and if we were satisfied with it? He responded that by and large we have been satisfied and that by asking for competitive bids we were trying to insure that the pricing was competitive.

Mr. Strong noted that some residents who lived in the those areas served by the CSTS were having service problems and asked if the Board would be interested in hearing about these prior to the meetings with the service providers? The Board asked that these complaints be forwarded to them.

Resident Larry Webster 7951 Covered Bridge Road stated that he moved into his home in December, 2008. He stated that a few months ago the toilets were backing up in his home. It was determined that the telephone connection was not functioning at that time. He felt that he had been paying his monthly charges for 8 months and in fact not being provided with adequate service. In his opinion, he felt this was unacceptable.

He also noted that in order to receive a certificate of occupancy, it was his understanding that EcoCheck had to perform a final inspection and wondered how this could have passed such an inspection.

Resident Mary Freeman of 21340 Ridgewood Trail noted a smell in her home three weeks ago. Upon calling EcoCheck, it was also discovered that her home was not hooked up to the telephone system. She was told that it would be some time before she was scheduled to be inspected since they had quite a list. Integra came out and found that the phone line was coiled up and appeared never to have been hooked up..

Mrs. Freeman noted that she talked to Treasurer Batton and asked if the Township gets copies of the inspection reports and was told that we do not. As a result, she feels that there is a lack of checks and balances. She would like to see EcoCheck take some responsibility since it is now going to cost her \$750 to get hooked up.

Supervisor Aspengren noted that he had discussed this with EcoCheck and that their records indicated that the phone had been connected when the system was installed.

Treasurer Batton offered a copy of the inspection report and noted that this was for the original step inspection, not the final inspection.

Supervisor Nilsen asked if the house was wired at this time and was told no. He noted that this was the builder's responsibility

There was a discussion of the need for Engineer Nelson to prepare some information for the vendors in order for them to offer a satisfactory quote.

Supervisor Aspengren made a motion to authorize Engineer Nelson to spend time not to exceed 20 hours, Chairman Schommer offered a second, motion passed 5 – 0.

Attorney Ruppe suggested that as a part of the RFP, the vendors be informed that they will be expected to sign a contract and accept financial responsibility for their work from a liability standpoint.

It was noted that in the absence of a formal contract, we are currently operating on a month by month with EcoCheck.

Supervisor Nilsen asked when this would be discussed again. Chairman Schommer indicated that we should be able to handle it in November.

### **3) Access – Gonyea Property (6:44:40 pm)**

Attorney Ruppe noted that he had received a letter from the Gonyea attorney alleging "grandfather status" as to the access off of Hampshire Ave.

His recommendation at this is that he contact this attorney to confirm this allegation and attempt to ascertain the basis before we take any further action.

Supervisor Kraft asked about continuation of "grandfather status" at the time of property transfer?

Attorney Ruppe indicated that is in fact the question and until he understands the claims of Mr. Gimpel, he is unable to provide an evaluation.

Supervisor Lawrence noted that this was placed on agenda because the access to Hampshire Ave was to have been removed and this has not been done as of this time.

Supervisor Kraft asked if we should send out a notice giving them a month to remove the driveway or we would take steps to close it.

Attorney Ruppe stated that if they do in fact have grandfather status that we would not have the right to take this action and that should be established first.

Supervisor Aspengren suggests we wait until Attorney Ruppe has a chance to do additional investigation.

Supervisor Nilsen noted that the issue of the easement issue between the property owners still exists. Attorney Ruppe noted that this is a matter between the private property owners and that the "grandfather issue" is a separate matter.

In response to a question from property owner Dixon Gimpel, Attorney Ruppe noted that the "grandfather issue would suggest that if the property in question had been using this access as a driveway, that ordinances and statutes passed after would have no effect and it would not be necessary to remove it.

In response to a question from the Board, Attorney Ruppe estimated that it would take up to 4 hours to properly research this issue.

Supervisor Lawrence asked if the plan would be to meet with this attorney and then add this to the November agenda in order to make a final decision.

Attorney Ruppe recommends that we meet with the Gonyea attorney and attempt to understand their position.

Chairman Schommer made a motion to authorize Attorney Ruppe to spend up to 5 hours in researching this further. Supervisor Kraft offered a second, motion passed 4 – 1 (Nilsen opposed)

Supervisor Lawrence will be the contact for Attorney Ruppe.

### **Sheriff's Report (7:05:22 pm)**

Chairman Schommer recognized Deputy Brian Cade at this time and asked that the report for September be presented.

Deputy Cade noted there were 121 calls for the month of September. No one category stands out as being unusual.

### **(Old Business continued)**

#### **4) Form of Government – Facilitator Proposals (7:09:15 pm)**

Supervisor Lawrence noted that we have been gathering proposals from some persons interested in contracting with the Township to do consulting work to assist us in considering this issue and arriving at a conclusion.

Supervisor Nilsen stated that he had a discussion with one candidate and suggests that we hold a workshop to pursue this further.

Supervisor Aspengren suggests that Supervisor Nilsen, Supervisor Lawrence, and Clerk Maas arrange interviews with these candidates and recommend a course of action..

Resident Pat Gurnon asked how long this process will take?

Supervisor Aspengren expressed the opinion that we could have it done by the November meeting. Supervisor Lawrence concurred, although he felt that this process will be further delayed as we get into the holiday season. .

Mrs. Gurnon felt that the current proposal from Springsted is adequate. Supervisor Aspengren felt that it is too costly and that we need to get competitive quotes.

Supervisor Nilsen asked what the intent of this process is. He asked if we've made a decision and are looking for someone to take us there?

Clerk Maas noted that it was his impression that in fact we don't have an idea of where we are going and that we are looking for someone to guide our discussion in order to help us arrive at a good decision. He also mentioned that we were hoping to inform the residents more thoroughly as to the ramifications of the issue before us.

Supervisor Aspengren indicated that he would expect a cost of \$5000 would be more in order.

Supervisor Lawrence expressed the thought that this is the most important decision we will make as a Town Board and that the \$15,000 presented is very reasonable.

Clerk Maas noted that any of the suggested consultants will in all probability bill at a rate of \$100 per hour and that \$5000 would allow for only 50 hours of work towards this effort. He felt that this is not sufficient considering the amount of time that will be required to simply understand the community, much less do the work of facilitating the discussion, as well as the tremendous task of educating the residents.

With that in mind, Supervisor Lawrence made a motion to accept the Springsted proposal before us. Chairman Schommer offered a second. The motion failed 2 – 3. (Kraft, Aspengren and Nilsen opposed)

Therefore the interview committee will arrange to meet with the candidates and have proposals by the November meeting

#### **5) Report on Board Member Interviews with Townships / Cities (7:32:15 pm)**

The Board decided at the last meeting that it would be worthwhile to meet with representatives of other communities who have been facing this issue.

Chairman Schommer has not had an opportunity to meet with representations of the City of Nowthen, Supervisor Aspengren has talked previously to officials from New Scandia a couple of months ago.

Treasurer Batton suggests that we talk to representatives of Baldwin Township, Linwood Township and Hassan Township, entities that have chosen not to incorporate.

Supervisor Lawrence distributed a written report summarizing the discussions he and Clerk Maas had with Bill Short, the Clerk / Treasurer of White Bear Township.

Supervisor Lawrence mentioned that White Bear Township believes they have been able to remain a township for 3 reasons:

- 1) Already have sewer and water installed. So neighboring cities could not provide these for any less cost that they are currently charging
- 2) They have a strong “township” culture and appreciate being able to control taxes
- 3) Maintain the lowest tax rate in Ramsey County

Mr. Short suggested that we contact the Minnesota Association of Townships for help in determining which “city type” powers are available, appoint a Planning Commission to control land use, involve a large number of residents in the process and plan for growth in police, fire and school needs.

#### **Approve Minutes of Previous Meeting – September 8, 2009 (7:43:40 pm)**

Chairman Schommer called on Clerk Maas to summarize the minutes of the September 8, 2009 meeting.

Clerk Maas noted that he had previously sent out copies of the draft minutes asking for corrections and changes and that he has incorporated these into the most recent copy that was sent out on Sunday Morning.

Supervisor Kraft noted a change on page 8, item 4.

Supervisor Nilsen made a motion to approve the minutes of Sept 8, 2009 with noted changes. Supervisor Aspengren offered a second, all in favor, motion carried 5 – 0

#### **Citizens Group Report (7:46:10 pm)**

Supervisor Kraft noted that there appears to be a declining interest on the part of the members of this group and suggested that perhaps the group ought to disband until further notice.

Chairman Schommer commented that it is not efficient to have to open the Town Hall up for a small number of people and suggested that the group meet at someone’s house if they wish to continue.

Treasurer Batton suggested in it's current form, the group is not productive or effective and she also recommends that it be discontinued.

The Board instructed Clerk Maas to no schedule this as an agenda item on a monthly basis.

## **Resident Open Forum (7:47:30 pm)**

Chairman Schommer called for any persons wishing to discuss a topic not on the agenda.

### **1) Driveway / Drainage Easement Variance on Ridgewood Trail**

Bill Gilbert, a future resident of the Township, noted that he has a problem installing a driveway at his future residence with regard to the required setbacks from the drainage easements in the road right of way. He mentioned that he has been working with Engineer Nelson and that information on this had been sent out to the Board earlier. He noted that the setback is supposed to be at 10 feet, but it will be necessary to construct the driveway 5 feet from the easement.

Mr. Gilbert presented a letter from the neighbors indicating they were in agreement with locating the driveway in such a manner.

Supervisor Nilsen asked if the County has been involved?

Mr. Gilbert indicated that he had been working with Engineer Nelson.

Engineer Nelson noted that there are several retaining wall installations in the Township that are already located within the drainage easements. A distance of 5 feet is necessary for proper drainage and in fact several of the newer plats call for 5 feet and so this request is consistent with County policy.

Supervisor Nilsen asked if we should schedule this for the next meeting in order to give neighbors a chance to comment.

Clerk Maas mentioned that Mr. Gilbert missed the deadline for publication on this agenda by 30 minutes and consequently we found it necessary to ask him to come in on Open Forum. In view of the comments received so far and since he has a letter from his immediate neighbor, he is asking that the Board make a decision this evening in order that Mr. Gilbert might move in in the next three weeks.

Supervisor Aspengren made a motion to adopt a resolution to allow construction of the retaining wall structure as requested contingent on our Attorney preparing a formal resolution to be recorded at the homeowners expense to be recorded against the property. Chairman Schommer offered a second, all in favor, motion passed 5 – 0.

## **Engineer's Report**

### **1) Final Acceptance of Cress View Roads (8:05:20 pm)**

Engineer Nelson presented a letter recommending acceptance of the two roads noting they are nearing completion of warranty period.

Supervisor Nilsen made a motion based on the recommendation of the Township Engineer to accept the roads identified as Cress View Lane and Meadowview Blvd. Supervisor Aspengren offered a second, all in favor, motion passed 5 – 0.

### **2) Preliminary Acceptance – Scottsview Acres (8:07:35 pm)**

Engineer Nelson noted that the project has been completed. He noted that signage identifying the temporary cul-de-sac is non-standard color and he agreed to discuss this with the Board this evening.

The Board decided that they were ok with the sign as it is.

Supervisor Aspengren made a motion to accept the project improvements and begin the 2-year warranty period and also to reduce the Letter of Credit to \$16,800.

Supervisor Nilsen offered a second, all in favor, motion passed 5 - 0.

**3) Stonebridge Utility Updates (8:10:50 pm)**

Engineer Nelson noted that it appears that the Utility Locates are not being done in this project.

Treasurer Batton felt that if we supply the contractor with an updated map, that they would be done.

Clerk Maas suggested that we use the same contractor for all of the CSTS projects in order to insure consistency.

Supervisor Nilsen made a motion to hire Private Underground to do locates in the Stonebridge Development. Supervisor Lawrence offered a second, all in favor, motion passed 5 – 0.

It was agreed that the Homeowners Association would be responsible to hire locates for the water system.

**4) Territory Update / Pay Estimate (8:17:30 pm)**

Engineer Nelson noted that the contractor has submitted a draw request for a payment of \$87,470.26. He agrees with this amount, however he noted that there are still some conditions that need to be addressed.

We have received electronic copies of the lien waivers today, however we need the originals.

Engineer Nelson is recommending that we release the funds requested contingent on getting original copies of the lien waivers and a sworn statement from the SA Group.

Supervisor Kraft made a motion to approve the draw request of \$87,470.26 to be paid to the SA Group contingent on receiving originals of the lien waivers and a sworn statement from the SA Group as stipulated in the Contract. Supervisor Aspengren offered a second, all in favor, motion passed 5 – 0.

Engineer Nelson also presented some project updates. He commented that a lot of progress has been made. CSTS number 8 has been started up.

The Board decided to start the billing effective October 6, 2009.

Rob Wacholz, representing the SA Group, noted that weeping mound is behind schedule, but he felt that it would be completed this season. They hope to start within next week.

Supervisor Lawrence noted that if the weeping mound repair was to be started this week, it should be completed by the next meeting on November 2<sup>nd</sup>. He asked Mr. Wachholtz if this was the plan and Mr. Wachholz stated that it was.

It was noted that once started, it should only take a week to complete.

The Board asked that it be done by the next meeting on November 2, 2009.

Mr. Wachholz mentioned that the fencing is still an issue. They are continuing to look at a plan to get this done. He noted that the open space design is in conflict with the requirements that the septic mounds all be fenced in. It is his contention that this will cause maintenance issues in the future.

Supervisor Aspengren suggests that Mr. Wachholz, Engineer Nelson and himself set up a meeting with the MPCA.

Supervisor Lawrence suggested that we have a report on the results of this meeting with the MPCA.

Mr. Wacholz noted that he felt that a meeting with the County would be the first priority.

Supervisor Lawrence asked Mr. Wacholz when the fencing was to be done according to our contract with the SA Group. Mr. Wacholz stated that it was to be completed in August.

Chairman Schommer noted that CSTS No.8 has been started up without the proper signage or fencing.

Supervisor Lawrence stated that he felt we are hearing too many excuses and need to get in compliance as soon as possible.

Attorney Ruppe suggested that we ask the MPCA what might work as a temporary solution until a final plan can be developed.

Mr. Wacholz wished to point out that the total for the work to be completed now totals approximately \$322,000, an increase from the original \$239,000.

The Board decided not to do any further shouldering on the Territory roads until next spring.

#### **5) Striping / Signage / Paving – Bike Paths (9:14:40 pm)**

Engineer Nelson noted that he had received 2 quotes for striping 170th street. The proposal from Century Fence is best at \$4785 which includes both the bike path and the center line that needs to be fixed since we crack filled the road this summer.

Chairman Schommer suggested that we consider also doing the south side of the road next year.

Supervisor Kraft asked about the need to do a park plan and also asked about potential discussions with the City of Prior Lake about continuing the path beyond the Township border, a distance of 300 to 400 feet..

Chairman Schommer presented two proposals. One to pave a 5 foot path along the north edge of the road and the other for a 6 foot path. He is proposing to use some of the accumulated Park Funds to construct this bike path along 170<sup>th</sup> with the balance of the cost coming from road funds.

Supervisor Nilsen noting that the majority of the people live on the south side of the road and wondered if this is a realistic use of the funds for a designated bike path.

Chairman Schommer stated that the alternative would be to spend \$10,000 in fixing the potholes.

Supervisor Lawrence suggested that since winter is coming, perhaps this could be reviewed next spring.

Chairman Schommer indicated that something will have to be done this fall.

Clerk Maas noted that perhaps developing a long term Park Plan might provide for identifying a path between Murphy-Hanrahan and Cleary Parks.

The Board decided to table this until the next spring.

#### **6) Preliminary Acceptance of Thoroughbred Acres (9:39:10 pm)**

Engineer Nelson reported that the as-built plans are in the mail. Only item left is turf establishment along the swale in the cul-de-sac.



Supervisor Nilsen made a motion to accept the improvements, start the warranty period and reduce the Letter of Credit to \$42,250 contingent on receipt of acceptable As-builts. Supervisor Aspengren offered a second, all in favor, motion passed 5 - 0.

## **Attorney Report**

### **1) Stonebridge Letter (9:51:00 pm)**

Attorney Ruppe reported that he has received verification from Matthew Resch, attorney for the Homeowners Association, that the quotes for the monitoring wells and water infiltration system were still valid. Mr. Resch asked for release of the entire \$25,000 that was estimated to complete these items.

Attorney Ruppe recommends that we release only the \$22,441 at this time with the provision that they can ask for the additional funds should there be cost overruns up to a total of \$25,000.

### **2) Kody Place (9:53:40 pm)**

Treasurer Batton stated that she has been in contact with the County with regard to the deadline for certify the unpaid amounts.

Attorney Ruppe noted that there is a different statute Number 366 that would cover this action, not Section 429

Because of noticing requirements, we will not be able to take action tonight, but we can take care of it next month after proper notice is given.

The Board suggested that we have Attorney Ruppe send a letter to the resident indicating that we intend to pursue this matter and demand payment and also a notice to the County to record this amount due against the property.

Treasurer Batton asked who is in charge of following this process?

It was pointed out that this activity is being addressed since Attorney Ruppe has been asked to take action and that it will come back to the Board..

## **SCALE Report (10:05:00 pm)**

Supervisor Aspengren reported that Chairman Peter Bell of the Metropolitan Council will be meeting with the SCALE Group on Friday, October 9<sup>th</sup> at 8:00 pm at the regular monthly meeting at the Prior Lake City Hall.

He also pointed out that the sub-committees are being organized and beginning to

## **Clerk's Report**

### **1) Building Permit Report (10:06:15 pm)**

Clerk Maas presented the list of building permits issued for the month of September. Of special interest is the fact the permits were approved for 7 new homes during the month and a total of 13 for the year.

Attorney Ruppe and Engineer Nelson left the meeting at this time.

### **2) Approve Election Judge List (10:07:30 pm)**

Clerk Maas noted that the Prior Lake School District has scheduled an election for Tuesday, November 3<sup>rd</sup>. He has contacted a number of election judges and presented a list to the Board for approval.

Supervisor Lawrence made a motion to approve the list as presented. Supervisor Kraft offered a second, motion passed 4 – 0. (Aspengren abstained due to the fact that he is one of the judges)

**3) Discuss Township Tour Sites (10:08:50 pm)**

Clerk Maas, noting that the County has requested that the Board join the Commissioners on a bus tour of the Township on October 20<sup>th</sup>, submitted a proposed list of sites to be visited at that time. He is suggesting that a map with a suggested route be developed to be used as a guide that day.

**4) Approve Insurance for Stonebridge CSTS System (10:12:40 pm)**

Clerk Maas mentioned that he has received an asset list from Ryan Brandt for the Stonebridge Development.

He initially had a question as to the appropriateness of insuring this system in that we have not officially accepted it and as a result don't really own it at this time. Attorney Ruppe has reviewed this and sees no problem in the Township obtaining insurance and in fact recommends this.

Clerk Maas stated that he has asked MAT to provide a quote and has not received this as yet.

It was stated that we should not insure the Territory system as yet per Attorney Ruppe's instructions

Supervisor Nilsen made a motion to approve the application for insurance for the Stonebridge project in an amount not to exceed \$250 per year. Supervisor Aspengren offered a second, all in favor, motion passed 5 – 0.

**Treasurer's Report**

**1) Treasurers Report For September (10:15:15 pm)**

Treasurer Batton presented the report for September.

Supervisor Lawrence made a motion to accept the Treasurer's Report for September as has been presented and previously reviewed by Supervisors Kraft and Aspengren. Chairman Schommer offered a second, all in favor, motion passed 5 – 0.

**2) Developer Escrow Report (10:18:20 pm)**

Treasurer Batton presented the escrow report that has been previously sent out a week ago. She noted that the Thoroughbred Development is in a negative position, but it had not been billed as yet. Otherwise, she reported that all accounts are in good order.

**3) Resolution to Certify Unpaid Taxes (10:19:45 pm)**

Treasurer Batton presented a copy of proposed Resolution 2009-08 calling for certifying delinquent sewer charges to the property taxes.

Supervisor Nilsen made a motion to adopt Resolution 2009-08. Supervisor Aspengren offered a second, all in favor, motion passed 5 – 0.

**4) Resolution to Adopt Final Levy (10:22:45 pm)**

Treasurer Batton presented Resolution 2009-09 noting that this was necessary to formally send to the County certifying the levy adopted by the residents at the Annual Meeting on September 8, 2009.

Supervisor Kraft made a motion to adopt Resolution 2009-09, Supervisor Nilsen offered a second..The vote was as follows: Schommer (aye), Nilsen (aye), Kraft (aye), Aspengren (aye), Lawrence (aye)

Resolution adopted 5 - 0

**5) Final Approval of 2010 General and Road/Bridge Budget (10:25:20 pm)**

Treasurer Batton presented a final copy of the 2010 Budget for formal approval.

Chair Schommer made a motion to adopt the 2010 Budget for the General Fund and the Road and Bridge Fund, Supervisor Lawrence offered a second, all in favor, motion passed 5 – 0.

**6) Met Council Loan (10:27:00 pm)**

Treasurer Batton stated that the outstanding loan from the Met Council is due in January. She noted that a report is required to accompany and she asked if the Board would authorize her to prepare this report.

The Board will review this prior to sending it.

**7) Town Hall Office Hours – November 9<sup>th</sup> and 10<sup>th</sup> (10:28:00 pm)**

Treasurer Batton asked if Clerk Maas would be available to switch office hours on November 9<sup>th</sup> and 10<sup>th</sup>. Clerk Maas indicated that this would be agreeable.

**8) Add Financial Data to the Town Website (10:28:20 pm)**

Treasurer Batton asked if it might be possible to add some financial information to the website. She is not certain at this time as to the exact nature of this information, but would like the Board to consider it.

**9) Transfer Funds**

Supervisor Kraft made a motion to transfer \$110,000 from the savings account to the checking account. Chairman Schommer offered a second, all in favor, motion passed 5 – 0.

**New Business**

**1) Discuss 2030 Comprehensive Zoning Ordinance (10:30:30 pm)**

Supervisor Nilsen commented that several of the Board members had attended the recent DAP meetings at the County and asked if they were comfortable with the changes that were proposed. He further asked if it would be the Board's desire to provide the county with additional input?

Supervisor Nilsen suggested that perhaps a couple of workshops might be scheduled to discuss this and other topics such as incorporation.

The Board felt the only area of concern was that related to the building sizes and consequently asked Clerk Maas to add this topic for discussion at the November 2, meeting.

Supervisor Lawrence suggested that each supervisor review the Building Size requirements and be prepared to discuss at the next meeting.

The Board instructed Clerk Maas to add a discussion of the building size to the November agenda.

**2) Defibrillators (10:37:50 pm)**

The City of Prior Lake has notified us that they have some excess defibrillators that they would be willing to donate to the neighboring communities for use at their town halls.

The Board ask Clerk Maas to inquire as to the cost and check back with the Board.

**3) Pumping Contract (10:40:45 pm)**

Treasurer Batton noted that there seemed to be a discrepancy with the latest bill for pumping services. Supervisor Aspengren and Clerk Maas to review the contract.

#### 4) Expense Reports (10:41:40 pm)

Treasurer Batton asked that in addition to total mileage for expense reports, that she also needs the destinations indicated.

#### 5) Additional Meeting for October (10:42:40 pm)

The Board decided that an additional meeting will not be required this month.

### Review and Pay Bills (10:43:00 pm)

10/5/2009	5240	Al Aspengren	Services as Supervisor	\$	968.24
10/5/2009	5241	Brent Lawrence	Services as Supervisor	\$	881.94
10/5/2009	5242	Bruce Nilsen	Services as Supervisor	\$	789.59
10/5/2009	5243	Holly Batton	Services as Treasurer	\$	2,117.95
10/5/2009	5244	Jerry Maas	Services as Clerk	\$	2,396.48
10/5/2009	5245	Leroy Schommer	Services as Supervisor	\$	845.00
10/5/2009	5246	Tom Kraft	Services as Supervisor	\$	778.97
10/5/2009	5247	Al Aspengren	September Expense Report	\$	96.80
10/5/2009	5248	Art Johnson Trucking	Blade Gravel Roads	\$	1,320.00
10/5/2009	5249	Braun Intertec	Whitewood Pavement Testing	\$	313.00
10/5/2009	5250	Brent Lawrence	September Expenses	\$	116.05
10/5/2009	5251	CenterPoint Energy	Town Hall Gas	\$	10.50
10/5/2009	5252	City of Lakeville	Judicial Road Maintenance	\$	1,756.26
10/5/2009	5253	Collins Tree	Tree Removal / Trimming	\$	1,068.75
10/5/2009	5254	Contracting Solutions	Install Picnic Table-CreekwdPark	\$	400.00
10/5/2009	5255	Dennis Karow	Lawn Mowing	\$	1,152.50
10/5/2009	5256	Douglas Brandt Electric	Replace Outdoor Lights	\$	201.50
10/5/2009	5257	Earl F Anderson	Purchase Tamper Proof Hardware	\$	24.15
10/5/2009	5258	ECM Publishers Inc	Legal Advertising-Lakeville	\$	63.00
10/5/2009	5259	GE Capital	Copier Lease	\$	150.17
10/5/2009	5260	Geckler & Associates	Overpay Building Permit - Refund	\$	25.00
10/5/2009	5261	Gopher State One Call	Sept Utility Locates	\$	30.45
10/5/2009	5262	Hakanson Anderson	August Engineering Bill	\$	20,068.45
10/5/2009	5263	Holly Batton	September Expense Report	\$	153.32
10/5/2009	5264	Integra Telecom	Phone Services	\$	511.79
10/5/2009	5265	Jeff Leidner	NPDES Refund	\$	890.00
10/5/2009	5266	Jerald Maas	Sept Expense	\$	6.30
10/5/2009	5267	Void		\$	-
10/5/2009	5268	Lennar Corp	Access Refunds	\$	1,750.00
10/5/2009	5269	Leroy Schommer	Reimburse Berens Flowers	\$	63.86
10/5/2009	5270	Mike's Septic	Amber Pumping	\$	642.20
10/5/2009	5271	Minnesota Dept of Health	Monitoring Well Permits	\$	150.00
10/5/2009	5272	Minnesota Revenue	Payroll Withholding	\$	659.36
10/5/2009	5273	MSC	Mound Mowing	\$	1,105.00
10/5/2009	5274	MVEC	Electricity	\$	528.90
10/5/2009	5275	Nicolas / Betty Dupay	NPDES Refund	\$	990.00
10/5/2009	5276	Private Underground	Utility Locates	\$	149.00
10/5/2009	5277	Safety Signs	Signs	\$	880.00
10/5/2009	5278	Scott Soil & Water	Development Inspections	\$	224.00

10/5/2009	5279	Seal King	Whitewood Driveway Repair	\$	270.00
10/5/2009	5280	St Croix Recreation	Picnic Table - Creekwood	\$	1,242.96
10/5/2009	5281	Stantec EcoCheck	August O & M	\$	17,997.99
10/5/2009	5282	Tom Kraft	Sept Expenses	\$	58.30
10/5/2009	5283	Tony Anthonisen	Computer Repair	\$	120.00
10/5/2009	5284	Xcel Energy	St Francis Street Light	\$	12.98
10/5/2009	5285	Kraemer Mining	Gravel for Shouldering	\$	748.17
	EFTPS	Anchor Bank	October Payroll Taxes	\$	1,920.57
	PERA		September Withholding	\$	475.06
	ACH	Anchor Bank	Automatic Charges	\$	10.48

## Adjourn

There being no further business before the Town Board, Supervisor Nilsen made a motion to adjourn the meeting. Supervisor Lawrence offered a second, all in favor, motion carried 5 - 0. The meeting adjourned at 11:02 pm.

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Submitted By: (s/) Jerald R. Maas  
Township Clerk  
Credit River Township

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Approved By: (s/) Leroy Schommer  
Chairman Board of Supervisors  
Credit River Township